

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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IN RE STATE STREET BANK AND	:
TRUST CO. ERISA LITIGATION	:
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This document relates to:	:
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07 Civ. 9319	:
07 Civ. 9687	:
08 Civ. 0265	:
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07 Civ. 8488 (RJH)

PLAINTIFFS' NOTICE AND
MOTION FOR LEAVE TO FILE A
CONSOLIDATED AMENDED
COMPLAINT

**PLAINTIFFS' NOTICE AND MOTION FOR LEAVE TO FILE
A CONSOLIDATED AMENDED COMPLAINT**

PLEASE TAKE NOTICE that, on April 18, 2008 or as soon thereafter as this may be heard, Interim Lead Class Action Plaintiffs (hereinafter "Lead Plaintiffs") in the above-captioned litigation will move this Court for an Order granting Lead Plaintiffs leave to amend their Consolidated Class Action Complaint (the "Complaint").

COMES NOW the Lead Plaintiffs, by and through their undersigned counsel, and respectfully requests this Honorable Court to grant leave, thereby permitting Lead Plaintiffs to file their Consolidated Amended Complaint (the "Complaint"). At this time, Lead Plaintiffs request leave to file a Complaint in the above-captioned case to facilitate efficient case management by consolidating in a single operative complaint the claims that have previously been asserted in this Court in three separate class actions (which have previously been

consolidated by the Court), and to add additional Plaintiffs who similarly allege that State Street's management of certain bond funds constituted a breach of its fiduciary duties under ERISA. A copy of the Complaint, with proposed amendments is attached to the Declaration of Derek W. Loeser as Exhibit A.

This Motion is based on the Motion, the Memorandum of Points and Authorities, the pleadings and other documents filed to date in this litigation, and such other written and oral arguments as may be presented to the Court.

Dated: March 27, 2008

Respectfully submitted,

s/ Derek W. Loeser

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CERTIFICATE OF SERVICE

I hereby certify that on March 27, 2008, a true and correct copy of the PLAINTIFFS' NOTICE AND MOTION FOR LEAVE TO FILE A CONSOLIDATED AMENDED COMPLAINT; LEAD PLAINTIFFS' MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF MOTION FOR LEAVE TO FILE A CONSOLIDATED AMENDED COMPLAINT; DECLARATION OF DEREK W. LOESER; and [PROPOSED] ORDER GRANTING PLAINTIFFS' MOTION FOR LEAVE TO FILE A CONSOLIDATED AMENDED COMPLAINT was served upon all known counsel of record via the court's electronic filing system and via U.S. Mail.

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DATED this 27th day of March, 2008.

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